

MESSAGE NO: 7036207 MESSAGE DATE: 02/05/2007

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-580-834

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/01/2004 TO 06/30/2005

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ. INST. FOR THE PARTIAL RESCISSION OF ADD ADMIN. REVIEW OF ADD
FINDING OF STAINLESS STEEL SHEET & STRIP IN COILS FROM KOREA-VARIOUS
MFRS/EXPRS (A-580-834)

MESSAGE NO: 7036207

DATE: 02 05 2007

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 580 - 834

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PERIOD COVERED: 07 01 2004 TO 06 30 2005

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQ. INST. FOR THE PARTIAL RESCISSION OF ADD ADMIN.

REVIEW OF ADD FINDING OF STAINLESS STEEL SHEET & STRIP

IN COILS FROM KOREA-VARIOUS MFRS/EXPRS (A-580-834)

1. THE DEPARTMENT OF COMMERCE HAS RESCINDED THE ADMINISTRATIVE
REVIEW OF THE ANTIDUMPING DUTY ORDER ON STAINLESS STEEL SHEET
AND STRIP IN COILS FROM THE REPUBLIC OF KOREA (A-580-834),
COVERING THE PERIOD 07/01/2004 THROUGH 06/30/2005, WITH RESPECT
TO THE FOLLOWING MANUFACTURERS/EXPORTERS:

BNG STEEL CO.

HYUNDAI CORPORATION

NIC INTERNATIONAL CO., LTD.
POHANG IRON & STEEL CO., LTD.
SAMKYUNG CORPORATION
SAMMI CORPORATION
SAMWON PRECISION METALS CO., LTD.
SUN WOO TECH COMPANY

2. THIS ADMINISTRATIVE REVIEW HAS BEEN RESCINDED WITH RESPECT TO THESE MANUFACTURERS/EXPORTERS BECAUSE THERE IS NO EVIDENCE THAT THEY EXPORTED SUBJECT MERCHANDISE TO THE UNITED STATES DURING THE PERIOD 07/01/2004 THROUGH 06/30/2005.

3. AS A RESULT OF COMMERCE'S CLARIFICATION OF ITS ASSESSMENT REGULATION ON MAY 6, 2003 (68 FR 23954), FOR ALL SUBJECT MERCHANDISE PRODUCED BY THE COMPANIES LISTED IN PARAGRAPH ONE ABOVE AND EXPORTED BY OTHER ENTITIES, ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION DURING THE PERIOD 07/01/2004 THROUGH 06/30/2005, ASSESS ANTIDUMPING DUTIES AT THE ALL OTHERS RATE IN EFFECT ON THE DATE OF ENTRY. THE ALL OTHERS RATE FOR STAINLESS STEEL SHEET AND STRIP IN COILS FROM THE REPUBLIC OF KOREA IS 2.49 PERCENT.

4. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE PUBLICATION OF THE RESCISSION IN PART OF THE ADMINISTRATIVE REVIEW (72 FR 4486) ON 01/31/2007. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, AS AMENDED. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST

SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE DEPARTMENT OF COMMERCE REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC, OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O2:BR).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party